

FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION

UNITED STATES OF AMERICA                           §  
   §  
   §  
V   §  
   §  
ANDREW SPEARS (25)                                   §  
   §

CLERK, U.S. DISTRICT COURT  
By 1202 Deputy

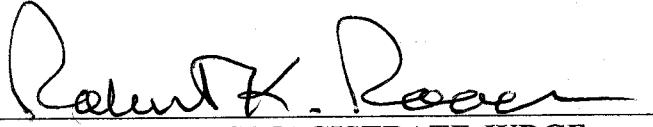
NOV 20 2012  
2:49 pm

NO: 7:12-CR-05-O

REPORT AND RECOMMENDATION  
CONCERNING PLEA OF GUILTY

ANDREW SPEARS, by consent, under authority of United States v. Dees, 125 F.3d 261 (5<sup>th</sup> Cir. 1997), has appeared before me pursuant to Fed. R. Crim. P. 11, and has entered a plea of guilty to **Count 1 of the Indictment**. After cautioning and examining ANDREW SPEARS under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense charged is supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted and that ANDREW SPEARS be adjudged guilty and have sentence imposed accordingly.

Date: November 20, 2012

  
UNITED STATES MAGISTRATE JUDGE

NOTICE

Failure to file written objections to this Report and Recommendation within fourteen (14) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).